

UNITED STATES DISTRICT COURT/EASTERN DISTRICT OF NEW YORK

Attorney: WILLIAM CAFARO, ESQ. - 1850

MICHAEL A CORTES INDIVIDUALLY AND ON BEHALF OF ALL OTHER  
PAST AND PRESENT SIMILARLY SITUATED EMPLOYEES

Index #: CV 11-3062

Plaintiff(s)

- against -

Date Filed:

ASTORIA NY HOLDINGS LLC D/B/A U-SAVE CAR & TRUCK RENTAL LGA  
ET AL

## AFFIDAVIT OF SERVICE

Defendant(s)

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

CECIL HOLLOWAY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE  
AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on July 8, 2011 at 12:55 PM at

84-15 ASTORIA BLVD  
EAST ELMHURST, NY 11370

deponent served the within true copy/copies of the SUMMONS &amp; COMPLAINT on DANIEL BARATAU, the defendant/respondent therein named,

**SUITABLE AGE** by delivering thereat a true copy/copies of each to JOHN SMITH, REFUSED TRUE NAME a person of suitable age and discretion. Said premises is the defendant's/respondent's actual place of business within the state. He identified himself as the CO-WORKER of the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
MALE	WHITE	BLACK	36	5'8	220
GLASSES					

**MAILING** Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the defendant/respondent at the defendant's/respondent's actual place of business at

84-15 ASTORIA BLVD  
EAST ELMHURST, NY 11370

and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States Postal Service within New York State on July 8, 2011 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

**MILITARY SERVICE** Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

Sworn to me on: July 8, 2011

*Linda Forman*

Linda Forman  
Notary Public, State of New York  
No. 01FO5031305  
Qualified in New York County  
Commission Expires August 1, 2014

GOTHAM PROCESS INC.  
299 Broadway  
New York NY 10007

*Cecil Holloway*

CECIL HOLLOWAY  
License #: 1104105  
Docket #: 764541